Certificate of Transmission:

Pursuant to 37 C.F.R. s. 1.8, I certify that the following correspondence is being transmitted via facsimile transmission to the United States Patent Office at telephone number (703) 872-9306 on October 12, 2004.

Signature: Name: Robert H. Nakano OCT 1.2 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Serial No.:

10/015,572

Filed:

December 17, 2001

Title:

SYSTEM AND METHOD OF SELECTING SOURCES

Date: October 12, 2004

FOR A NETWORK ELEMENT HAVING REDUNDANT

SOURCES

Examiner:

NGUYEN, Cindy

Art Unit:

2171

Confirmation Number: 6250

Atty's Docket No:

T01215-0108 US (123081-339723)

Commissioner for Patents United States Patent and Trademark Office 2011 South Clark Place P.O. Box 1450 Arlington, Virginia 22313-1450 USA

RESPONSE TO OFFICE ACTION

Dear Sirs:

This is in response to the Office Action mailed May 10, 2004 and is filed via facsimile on Tuesday, October 12, 2004. This response is filed with a petition for a twomonth extension. The deadline for filing the response with the two month extension is further extended to Tuesday, October 12, 2004, which is the first business day following the two-month extended deadline of Sunday October, 10 and the Federal holiday for Columbus Day on Monday, October 11.

McCarthy Tétrault LLP TDO-RED #8247054 v. 1

Application No. 10/015,572 Reply to Office Action of May 10, 2004

Kindly amend the subject application as follows, in view of the comments set out herebelow.

Amendments to the Claims are reflected in the listings of claims which begins on page 3 of this paper.

Remarks begin on page 9 of this paper.